03/02/2006 17:16 FAX 1212489834 002/003

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: ______
DATE FILED: 3/10/06

MAR 9 2006

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MICHELE SNOW, Individually and On Behalf Of All Others Similarly Situated,

Plaintiffs,

- against -

DOUBLEDAY, a division of RANDOM HOUSE, INC.; BANTAM DOUBLEDAY DELL PUBLISHING GROUP; RANDOM HOUSE, INC.; ANCHOR BOOKS, a division of RANDOM HOUSE, INC.; JAMES FREY,

Defendants.

06 CV 00669 (RJH) (MHD)

STIPULATION AND ORDER

WHEREAS, the above-captioned action is one of eleven actions pending in federal courts across the country that arises out of the publishing and marketing of the book "A Million Little Pieces" (the "Book"), written by defendant James Frey (the "AMLP Actions") and that on February 23, 2006 defendant Random House, Inc. ("Random House") filed with the Judicial Panel on Multidistrict Litigation ("JPML") a motion to transfer and consolidate the AMLP Actions for coordinated pretrial proceedings (the "MDL Motion");

IT IS HEREBY STIPULATED AND AGREED, by and between the parties[1] through their undersigned counsel, that in light of the MDL Motion and in order to preserve the resources of the Court and litigants and avoid inconsistent pretrial rulings in the AMLP Actions, all

[1] In addition to defendants Random House and James Frey, the complaint purports to name as defendants "Doubleday, a division of Random House, Inc.", "Bantam Doubleday Dell Publishing Group" and "Anchor Books, a division of Random House, Inc.", none of which are separate corporate entities. Doubleday, Bantam Doubleday Dell Publishing Group and Anchor Books are divisions of Random House, Inc. Defendant Random House will move at the appropriate time to have these alleged parties dismissed from the action.

proceedings in the above-captioned action shall be stayed pending a final determination of the MDL Motion.

Dated: New York, New York
March 3, 2006

BRODSKY & SMITH, LLC

By: ______________________
Evan J. Smith (ES 3254)
240 Mineola Boulevard, First Floor
Mineola, New York 11501
(516) 741-4977
Attorneys for Plaintiffs
Michele Snow, et al.

DAVIS WRIGHT TREMAINE LLP

By: ______________________
Elizabeth A. McNamara (EAM1987)
1633 Broadway
New York, New York 10019
(212) 489-8230
Attorneys for Defendant
Random House, Inc.

MCDERMOTT WILL EMERY LLP

By: ______________________
Ann E. Schofield (AS 6832)
340 Madison Avenue
New York, New York 10017
(212) 547-5400
Attorneys for Defendant James Frey

IT IS SO ORDERED:

3/8/06
Date

____
United States District Judge

proceedings in the above-captioned action shall be stayed pending a final determination of the MDL Motion.

Dated: New York, New York
March ___, 2006

BRODSKY & SMITH, LLC

By:______________________
Evan J. Smith (BS 3254)
240 Mineola Boulevard, First Floor
Mineola, New York 11501
(516) 741-4977
Attorneys for Plaintiffs
Michele Snow, et al.

DAVIS WRIGHT TREMAINE LLP

By:______________________
Elizabeth A. McNamara (EAM1987)
1633 Broadway
New York, New York 10019
(212) 489-8230
Attorneys for Defendant
Random House, Inc.

MCDERMOTT WILL EMERY LLP

By:______________________
Ann E. Schofield (AS 6832)
340 Madison Avenue
New York, New York 10017
(212) 547-5400
Attorneys for Defendant James Frey

IT IS SO ORDERED:

____
Date

____
United States District Judge